

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

LOUISIANA HEALTH SERVICE & INDEMNITY
COMPANY D/B/A/ BLUE CROSS AND BLUE
SHIELD OF LOUISIANA, and HMO LOUISIANA,
INC., on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

JANSSEN BIOTECH, INC., JANSSEN
ONCOLOGY, INC., JANSSEN RESEARCH &
DEVELOPMENT, LLC, and BTG
INTERNATIONAL LIMITED,

Defendants.

Case No. 19-cv-14146 (KM) (ESK)

KPH HEALTHCARE SERVICES, INC.,
a/k/a KINNEY DRUGS, INC., HEALTH DIRECT
PHARMACY SERVICES, AND NOBLE HEALTH
SERVICES, individually and on behalf of all others
similarly situated,

Plaintiff,

v.

JANSSEN BIOTECH, INC., JANSSEN ONCOLOGY,
INC., JANSSEN RESEARCH & DEVELOPMENT,
LLC, and BTG INTERNATIONAL LIMITED,

Defendants.

Case No. 2:20-cv-05901 (KM) (ESK)

**STIPULATION AND ORDER REGARDING MOTION TO DISMISS BRIEFING PAGE
LIMITS IN END-PAYOR AND DIRECT PURCHASER CLASS ACTIONS**

The parties in the above-captioned litigations have met and conferred and, subject to this Court's approval, respectfully submit this Stipulation and proposed Order.

WHEREAS, *Louisiana Health Service & Indemnity Co., et al. v. Janssen Biotech, Inc., et al.*, Civil Action No. 19-14146 (KM-ESK) is referred to as the "End-Payor Class Action;"

WHEREAS, *KPH Healthcare Services, Inc. v. Janssen Biotech, Inc., et al.*, Civil Action No. 20-05901 (KM-ESK) is referred to as the “Direct Purchaser Class Action;”

WHEREAS the Court previously entered an order setting a motion to dismiss briefing schedule in the End-Payor Class Action and Direct Purchaser Class Action;

WHEREAS the dates in such briefing schedule shall remain in place.

IT IS HEREBY STIPULATED AND AGREED, subject to the approval of the Court, that:

- Defendants shall file a single Joint Motion to Dismiss brief in the End-Payor Class Action, not to exceed 65 pages in 14-point proportional font.
- Defendants shall file a single Joint Motion to Dismiss brief in the Direct Purchaser Class Action, not to exceed 65 pages in 14-point proportional font.
- End-Payor Plaintiffs shall file a single opposition brief to the Joint Motion to Dismiss in the End-Payor Class Action, not to exceed 65 pages in 14-point proportional font.
- Direct Purchaser Plaintiffs shall file a single opposition brief to the Joint Motion to Dismiss in the Direct Purchaser Class Action, not to exceed 65 pages in 14-point proportional font.
- Defendants shall file a single Joint Reply brief in support of their Motion to Dismiss in the End-Payor Class Action, not to exceed 25 pages in 14-point proportional font. Defendants reserve the right to seek the Court’s permission to file a Joint Reply brief in excess of 25 pages if Defendants deem additional pages necessary. End-Payor Plaintiffs reserve the right to object to any such request.
- Defendants shall file a single Joint Reply brief in support of their Motion to Dismiss in the Direct Purchaser Class Action, not to exceed 25 pages in 14-point

proportional font. Defendants reserve the right to seek the Court's permission to file a Joint Reply brief in excess of 25 pages if Defendants deem additional pages necessary. Direct Purchaser Plaintiffs reserve the right to object to any such request.

Dated: April 6, 2021

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SO ORDERED this _____ day of _____ 2021.

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